

A RESOLUTION

BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

02-*R*-2113

A RESOLUTION AUTHORIZING AN OFFER OF JUDGMENT ON ALL CLAIMS OF LIZ SUMMERS AGAINST THE CITY OF ATLANTA AND WINSTON MINOR IN THE CASE OF LIZ SUMMERS V. CITY OF ATLANTA AND WINSTON MINOR, CIVIL ACTION NUMBER: 1:01-CV-0522-GGB, FILED IN THE UNITED STATES DISTRICT COURT; TO ALLOW JUDGMENT TO BE TAKEN AGAINST DEFENDANTS BY LIZ SUMMERS FOR A SECTION CHIEF POSITION, HER BACK PAY, AND PENSION IN AN AMOUNT NOT TO EXCEED \$8,000.00; AND FOR OTHER PURPOSES.

WHEREAS, on February 23, 2001, Plaintiff Liz Summers initiated the case of Liz Summers v. City of Atlanta, et al., for violation of Liz Summers' rights under 42 U.S.C. Section 1983, the Fourteenth Amendment to the U.S. Constitution, and Title VII of the Civil Rights Act of 1964; and

WHEREAS, Summers began employment with the City of Atlanta Fire Department on or about December 26, 1977; and

WHEREAS, Summers was promoted to the rank of Lieutenant in 1993; and

WHEREAS, Summers was unable to pass the Captain's exam in 1995, and has not taken the test since 1995; and

WHEREAS, a number of appointment positions were announced on June 24, 1999; and

WHEREAS, Summers applied for three (3) of the nine positions announced: Section Chief of Investigations, Section Chief of Inspections, and Section Chief of Training; and

WHEREAS, Summers was selected to be interviewed by Chief Minor for the Section Chief of Investigations and Section Chief of Inspections positions; and

WHEREAS, Summers was not selected for either position; and